

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : J. Kevin Day et al.  
Application No. : 10/581,224  
Filed : June 1, 2006  
For : METHODS AND NUCLEIC ACIDS FOR THE ANALYSIS OF  
GENE EXPRESSION ASSOCIATED WITH THE DEVELOPMENT  
OF PROSTATE CELL PROLIFERATIVE DISORDERS

Art Unit : 1634  
Examiner : Not yet assigned  
Docket No. : 47675-194  
Date : July 9, 2007

Filing Receipt Corrections  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CORRECTED FILING RECEIPT AND NOTICE OF ACCEPTANCE**

Commissioner for Patents:

Attached are copies of the official (1) Filing Receipt dated July 3, 2008, and (2) Notice of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.495 dated July 3, 2008, received from the PTO in the above-identified application, for which issuance of both a corrected Filing Receipt and a corrected Notice of Acceptance is respectfully requested.

Filing Receipt

There is an error with respect to the following data, which is incorrectly entered. There is an error in the FILING or 371(c) DATE. This should read November 19, 2007, rather than October 19, 2007.

There is also an error with respect to the following data, which is incorrectly entered. There is an error in the filing date of Foreign Application EUROPEAN PATENT

OFFICE (EPO) 04090187.8. This should read May 10, 2004, rather than May 1, 2004.

#### Notice of Acceptance

There is an error with respect to the following data, which is incorrectly entered. There is an error in the DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) AND (c)(4) REQUIREMENTS. This should read November 19, 2007, rather than October 19, 2007.

There is an error with respect to the following data, which is incorrectly entered. Under "The following items have been received," the date of filing of the Oath or Declaration, the Assignment, and the Power of Attorney should be November 19, 2007, rather than October 19, 2007.

#### Conclusion

The corrections to be made have been marked in red on the enclosed copies of the Filing Receipt and Notice of Acceptance.

As evidence of the corrections Applicants are asking be made, enclosed are the following documents:

1. The PTO Electronic Acknowledgement Receipt dated November 19, 2007, for the submission of the Oaths (2), Oath Surcharge Fee (\$65), and Supplemental Application Data Sheet (among other documents), the latter showing the filing date of priority document EP 04090187.8 as May 10, 2004;
2. Copies of the Assignment Recordations showing a recording date of November 19, 2007;
3. The first page of PCT/US04/40289 showing the filing date of priority document EP 04090187.8 as May 10, 2004; and
4. The first two pages of EP 04090187.8, the second page showing the filing date of May 10, 2004.

The corrections are not due to any error by applicants and no fee is due.

Respectfully submitted,  
J. Kevin Day et al.  
DAVIS WRIGHT TREMAINE LLP

By /Barry L. Davison, Ph.D., J.D./  
Barry L. Davison, Ph.D., J.D.  
Registration No. 47,309

Enclosures:

Copy of Filing Receipt showing corrections to be made  
Copy of Notice of Acceptance showing corrections to be made  
Copy of PTO Electronic Acknowledgement Receipt  
Copies of Assignment Recordations (2)  
Copy of face page of PCT/US04/40289 (WO 2005/054517)  
Copy of first two pages of EP 04090187.8

1201 Third Avenue  
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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Alexandria, Virginia 22313-1450  
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| APPLICATION<br>NUMBER | FILING or<br>371(c) DATE        | GRP ART<br>UNIT | FIL FEE REC'D | ATTY. DOCKET NO. | TOT CLAIMS | END CLAIMS |
|-----------------------|---------------------------------|-----------------|---------------|------------------|------------|------------|
| 10/581,224            | <u>10/19/2007</u><br>11/19/2007 | 1634            | 2270          | 47675-194        | 47         | 9          |

CONFIRMATION NO. 1348

22504

DAVIS WRIGHT TREMAINE, LLP/Seattle  
1201 Third Avenue, Suite 2200  
SEATTLE, WA 98101-3045

FILING RECEIPT



0000000030665862

Date Mailed: 07/03/2008

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections

Applicant(s)

- J. Kevin Day, Syracuse, UT;
- Susan Cottrell, Seattle, WA;
- Juergen Distler, Berlin, GERMANY;
- Andrew Morotti, Seattle, WA;
- Su Yamamura, Bellevue, WA;
- Sharon Dekker, Beaverton, OR;
- Yreka Ocampo, San Marcos, CA;
- Theo Devos, Seattle, WA;

Assignment For Published Patent Application

Epigenomics AG, Berlin, GERMANY

Power of Attorney: The patent practitioners associated with Customer Number 22504

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US04/40289 12/01/2004

Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 03090414.8 12/01/2003

EUROPEAN PATENT OFFICE (EPO) 04090040.9 02/10/2004

EUROPEAN PATENT OFFICE (EPO) 04090187.8 05/10/2004

EUROPEAN PATENT OFFICE (EPO) 04090292.6 07/21/2004

05/10/2004

If Required, Foreign Filing License Granted: 06/25/2008

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 10/581,224**

**Projected Publication Date:** 10/09/2008

**Non-Publication Request:** No

**Early Publication Request:** No

**\*\* SMALL ENTITY \*\***

**Title**

Methods and Nucleic Acids for the Analysis of Gene Expression Associated with the Development of Prostate Cell Proliferative Disorders

**Preliminary Class**

435

## **PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but **does not** result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

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This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



## UNITED STATES PATENT AND TRADEMARK OFFICE

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www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/581,224                  | J. Kevin Day          | 47675-194        |

22504

DAVIS WRIGHT TREMAINE, LLP/Seattle  
1201 Third Avenue, Suite 2200  
SEATTLE, WA 98101-3045

RECEIVED

JUL 07 2008

INTERNATIONAL APPLICATION NO.

PCT/US04/40289

I.A. FILING DATE

12/01/2004

PRIORITY DATE

12/01/2003

CONFIRMATION NO. 1348  
371 ACCEPTANCE LETTER



0C000000030665863

Date Mailed: 07/03/2008

## NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

10/19/2007 11/19/2007  
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1),  
(c)(2) and (c)(4) REQUIREMENTS

11/19/2007  
DATE OF COMPLETION OF ALL  
35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE. The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Indication of Small Entity Status
- Copy of the International Application filed on 06/01/2006
- Copy of the International Search Report filed on 06/01/2006
- Copy of IPE Report filed on 06/01/2006
- Oath or Declaration filed on 10/19/2007 11/19/2007
- Small Entity Statement filed on 06/01/2006
- U.S. Basic National Fees filed on 06/01/2006
- Assignment filed on 10/19/2007 11/19/2007
- Priority Documents filed on 06/01/2006
- Power of Attorney filed on 10/19/2007 11/19/2007
- Specification filed on 06/01/2006
- Claims filed on 06/01/2006
- Abstracts filed on 06/01/2006
- Drawings filed on 06/01/2006

Entered into DWR  
IP Docker *SB*

JUL 07 2008

Check Invoice Address

J. Kevin Day  
S. Dekker

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

PATRICIA A BOOKER

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Telephone: (703) 308-9140 EXT 204



## **SUPPLEMENTAL APPLICATION DATA SHEET**

### **Application Information**

|                                  |                                                                                                                                                    |
|----------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------|
| Application number::             | <u>10/581,224</u>                                                                                                                                  |
| Filing Date::                    | <u>June 1, 2006</u>                                                                                                                                |
| Application Type::               | Regular                                                                                                                                            |
| Subject Matter::                 | Utility                                                                                                                                            |
| Suggested classification::       |                                                                                                                                                    |
| Suggested Group Art Unit::       |                                                                                                                                                    |
| CD-ROM or CD-R?::                |                                                                                                                                                    |
| Number of CD disks::             |                                                                                                                                                    |
| Number of copies of CDs::        |                                                                                                                                                    |
| Sequence submission?::           |                                                                                                                                                    |
| Computer Readable Form (CRF)?::  |                                                                                                                                                    |
| Number of copies of CRF::        |                                                                                                                                                    |
| Title ::                         | METHODS AND NUCLEIC ACIDS FOR THE<br>ANALYSIS OF GENE EXPRESSION<br>ASSOCIATED WITH THE DEVELOPMENT OF<br>PROSTATE CELL PROLIFERATIVE<br>DISORDERS |
| Attorney Docket Number::         | 47675-194                                                                                                                                          |
| Request for Early Publication?:: | No                                                                                                                                                 |
| Request for Non-Publication?::   | No                                                                                                                                                 |
| Suggested Drawing Figure::       |                                                                                                                                                    |
| Total Drawing Sheets::           | 8                                                                                                                                                  |
| Small Entity?::                  | Yes                                                                                                                                                |
| Petition included?::             | No                                                                                                                                                 |
| Petition Type::                  |                                                                                                                                                    |
| Licensed U.S. Gov't Agency::     | No                                                                                                                                                 |

Contract or Grant No::

Secrecy Order in Parent Appl.?:: No

### First Applicant Information

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: US  
Status:: Full capacity  
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Middle Name:: Kevin  
Family Name:: Day  
Name Suffix::  
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State or Province of Residence:: UT  
Country of Residence:: US  
Street of mailing address:: 3182 South 1075 West  
City of mailing address:: Syracuse  
State or Province of mailing address:: UT  
Country of mailing address:: US  
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### Second Applicant Information

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: US  
Status:: Full capacity  
Given Name:: Susan  
Middle Name::  
Family Name:: Cottrell

Name Suffix::  
City of Residence:: Seattle  
State or Province of Residence:: WA  
Country of Residence:: US  
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City of mailing address:: Seattle  
State or Province of mailing address:: WA  
Country of mailing address:: US  
Postal or Zip Code of mailing address:: 98115

### **Third Applicant Information**

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: DE  
Status:: Full capacity  
Given Name:: Juergen  
Middle Name::  
Family Name:: Distler  
Name Suffix::  
City of Residence:: Berlin  
State or Province of Residence::  
Country of Residence:: Germany  
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City of mailing address:: Berlin  
State or Province of mailing address::  
Country of mailing address:: Germany  
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#### **Fourth Applicant Information**

|                                         |                             |
|-----------------------------------------|-----------------------------|
| Applicant Authority Type::              | Inventor                    |
| Primary Citizenship Country::           | US                          |
| Status::                                | Full capacity               |
| Given Name::                            | Andrew                      |
| Middle Name::                           |                             |
| Family Name::                           | Morotti                     |
| Name Suffix::                           |                             |
| City of Residence::                     | Seattle                     |
| State or Province of Residence::        | WA                          |
| Country of Residence::                  | US                          |
| Street of mailing address::             | 316 Bellevue Avenue E. #402 |
| City of mailing address::               | Seattle                     |
| State or Province of mailing address::  | WA                          |
| Country of mailing address::            | US                          |
| Postal or Zip Code of mailing address:: | 98102                       |

#### **Fifth Applicant Information**

|                                  |               |
|----------------------------------|---------------|
| Applicant Authority Type::       | Inventor      |
| Primary Citizenship Country::    | <u>US</u>     |
| Status::                         | Full capacity |
| Given Name::                     | Su            |
| Middle Name::                    |               |
| Family Name::                    | Yamamura      |
| Name Suffix::                    |               |
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| State or Province of Residence:: | WA            |

Country of Residence:: US  
Street of mailing address:: 15349 SE 42<sup>nd</sup> Street  
City of mailing address:: Bellevue  
State or Province of mailing address:: WA  
Country of mailing address:: US  
Postal or Zip Code of mailing address:: 98006

### **Sixth Applicant Information**

Applicant Authority Type:: Inventor  
Primary Citizenship Country:: US  
Status:: Full capacity  
Given Name:: Sharon  
Middle Name::  
Family Name:: Dekker  
Name Suffix::  
City of Residence:: Beaverton  
State or Province of Residence:: OR  
Country of Residence:: US  
Street of mailing address:: 19904 SW Monson Street  
City of mailing address:: Beaverton  
State or Province of mailing address:: OR  
Country of mailing address:: US  
Postal or Zip Code of mailing address:: 97006

### **Seventh Applicant Information**

|                                         |                                                                 |
|-----------------------------------------|-----------------------------------------------------------------|
| Applicant Authority Type::              | Inventor                                                        |
| Primary Citizenship Country::           | US                                                              |
| Status::                                | Full capacity                                                   |
| Given Name::                            | Yreka                                                           |
| Middle Name::                           |                                                                 |
| Family Name::                           | <u>Ocampo</u>                                                   |
| Name Suffix::                           |                                                                 |
| City of Residence::                     | <u>San Marcos</u>                                               |
| State or Province of Residence::        | <u>CA</u>                                                       |
| Country of Residence::                  | US                                                              |
| Street of mailing address::             | <u>709 South Twin Oaks Valley Road,</u><br><u>Apartment 477</u> |
| City of mailing address::               | <u>San Marcos</u>                                               |
| State or Province of mailing address::  | <u>CA</u>                                                       |
| Country of mailing address::            | US                                                              |
| Postal or Zip Code of mailing address:: | <u>92078</u>                                                    |

### **Eighth Applicant Information**

|                                  |               |
|----------------------------------|---------------|
| Applicant Authority Type::       | Inventor      |
| Primary Citizenship Country::    | CA            |
| Status::                         | Full capacity |
| Given Name::                     | Theo          |
| Middle Name::                    |               |
| Family Name::                    | Devos         |
| Name Suffix::                    |               |
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| State or Province of Residence:: | WA            |

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 Street of mailing address:: 1208 NE 100<sup>th</sup> Street  
 City of mailing address:: Seattle  
 State or Province of mailing address:: WA  
 Country of mailing address:: US  
 Postal or Zip Code of mailing address:: 98125

### Correspondence Information

Correspondence Customer Number:: **22504**  
 Name::  
 Street of mailing address::  
 City of mailing address::  
 State or Province of mailing address::  
 Country of mailing address::  
 Postal or Zip Code of mailing address::  
 Phone number:: 206-757-8023  
 Fax Number:  
 E-Mail address:: barrydavison@dwt.com

### Representative Information

|                                  |  |              |
|----------------------------------|--|--------------|
| Representative Customer Number:: |  | <b>22504</b> |
|----------------------------------|--|--------------|

### Domestic Priority Information

| Application ::   | Continuity Type:: | Parent Application:: | Parent Filing Date:: |
|------------------|-------------------|----------------------|----------------------|
| This application | National stage of | PCT/US2004/040289    | 12/01/04             |
|                  |                   |                      |                      |
|                  |                   |                      |                      |

### Foreign Priority Information

| Country:: | Application number:: | Filing Date:: | Priority Claimed:: |
|-----------|----------------------|---------------|--------------------|
| EP        | 03090414.8           | 12/01/03      | Yes                |
| EP        | 04090040.9           | 02/10/04      | Yes                |
| EP        | 04090187.8           | 05/10/04      | Yes                |
| EP        | 04090292.6           | 07/21/04      | Yes                |

### Assignee Information

|                                         |                                     |
|-----------------------------------------|-------------------------------------|
| Assignee name::                         | <u>Epigenomics AG</u>               |
| Street of mailing address::             | <u>Kleine Praesidentenstrasse 1</u> |
| City of mailing address::               | <u>Berlin</u>                       |
| State or Province of mailing address::  |                                     |
| Country of mailing address::            | <u>DE</u>                           |
| Postal or Zip Code of mailing address:: | <u>10178</u>                        |



TO: BARRY L. DAVISON COMPANY: 1201 THIRD AVENUE



## UNITED STATES PATENT AND TRADEMARK OFFICE

### Facsimile Transmission

|       |              |                            |
|-------|--------------|----------------------------|
| To:   | Name:        | BARRY L. DAVISON           |
|       | Company:     | 1201 THIRD AVENUE          |
|       | Fax Number:  | 12067577023                |
|       | Voice Phone: |                            |
| From: | Name:        | ASSIGNMENT SERVICES BRANCH |
|       | Voice Phone: | 571-272-3350               |

37 C.F.R. 1.6 sets forth the types of correspondence that can be communicated to the Patent and Trademark Office via facsimile transmissions. Applicants are advised to use the certificate of facsimile transmission procedures when submitting a reply to a non-final or final Office action by facsimile (37 CFR 1.8(a)).

#### Fax Notes:

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| Pg# | Description               |
|-----|---------------------------|
| 1   | Cover Page                |
| 2   | 445.TXT                   |
| 4   | Document 1, Batch 1096796 |

USPTO ASSIGNMENT SYSTEM PROCESSING

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Date and time of transmission: Friday, November 23, 2007 10:10:22 PM  
Number of pages including this cover sheet: 05

---

TO: BARRY L. DAVISON COMPANY: 1201 THIRD AVENUE

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

\*500402181A\*

NOVEMBER 19, 2007

PTAS

BARRY L. DAVISON  
1201 THIRD AVENUE  
SUITE 2200  
SEATTLE, WA 98101UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 11/19/2007

REEL/FRAME: 020135/0070

NUMBER OF PAGES: 7

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).  
DOCKET NUMBER: 47675-194

## ASSIGNOR:

DAY, J. KEVIN

DOC DATE: 10/04/2007

## ASSIGNOR:

COTTRELL, SUSAN

DOC DATE: 10/11/2007

## ASSIGNOR:

MOROTTI, ANDREW

DOC DATE: 05/17/2007

## ASSIGNOR:

YAMAMURA, SU

DOC DATE: 05/16/2007

## ASSIGNOR:

DEKKER, SHARON

DOC DATE: 11/08/2007

## ASSIGNOR:

OCAMPO, YREKA

DOC DATE: 10/18/2007

TO: BARRY L. DAVISON COMPANY: 1201 THIRD AVENUE

020135/0070 PAGE 2

## ASSIGNOR:

DE VOS, THEO

DOC DATE: 05/16/2007

## ASSIGNEE:

EPIGENOMICS AG  
KLEINE PRAESIDENTENSTRASSE 1  
BERLIN, GERMANY 10178

SERIAL NUMBER: 10581224

FILING DATE:

PATENT NUMBER:

ISSUE DATE:

TITLE: METHODS AND NUCLEIC ACIDS FOR THE ANALYSIS OF GENE EXPRESSION  
ASSOCIATED WITH THE DEVELOPMENT OF PROSTATE CELL PROLIFERATIVE  
DISORDERS

ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

TO: BARRY L. DAVISON COMPANY: 1201 THIRD AVENUE

## PATENT ASSIGNMENT

Electronic Version v1.1  
Stylesheet Version v1.111/19/2007  
500402181

| SUBMISSION TYPE:                                                                                                                                                                                                                                                                                                                                                                                                                                                | NEW ASSIGNMENT               |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------|---------------|----------------|---------------------|------------|----------------|------------|----------------|------------|-------------|------------|---------------|------------|--------------|------------|-------------|------------|
| NATURE OF CONVEYANCE:                                                                                                                                                                                                                                                                                                                                                                                                                                           | ASSIGNMENT                   |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| CONVEYING PARTY DATA                                                                                                                                                                                                                                                                                                                                                                                                                                            |                              |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| <table border="1"><thead><tr><th>Name</th><th>Execution Date</th></tr></thead><tbody><tr><td>J. Kevin Day</td><td>10/04/2007</td></tr><tr><td>Susan Cottrell</td><td>10/11/2007</td></tr><tr><td>Andrew Morotti</td><td>05/17/2007</td></tr><tr><td>Su Yamamura</td><td>05/16/2007</td></tr><tr><td>Sharon Dekker</td><td>11/08/2007</td></tr><tr><td>Yreka Ocampo</td><td>10/18/2007</td></tr><tr><td>Theo De Vos</td><td>05/16/2007</td></tr></tbody></table> |                              | Name          | Execution Date | J. Kevin Day        | 10/04/2007 | Susan Cottrell | 10/11/2007 | Andrew Morotti | 05/17/2007 | Su Yamamura | 05/16/2007 | Sharon Dekker | 11/08/2007 | Yreka Ocampo | 10/18/2007 | Theo De Vos | 05/16/2007 |
| Name                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Execution Date               |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| J. Kevin Day                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 10/04/2007                   |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Susan Cottrell                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 10/11/2007                   |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Andrew Morotti                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 05/17/2007                   |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Su Yamamura                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 05/16/2007                   |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Sharon Dekker                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 11/08/2007                   |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Yreka Ocampo                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 10/18/2007                   |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Theo De Vos                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 05/16/2007                   |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| RECEIVING PARTY DATA                                                                                                                                                                                                                                                                                                                                                                                                                                            |                              |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Name:                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Epigenomics AG               |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Street Address:                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Kleine Praesidentenstrasse 1 |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
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| State/Country:                                                                                                                                                                                                                                                                                                                                                                                                                                                  | FEDERAL REPUBLIC GERMANY     |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Postal Code:                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 10178                        |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| PROPERTY NUMBERS Total: 1                                                                                                                                                                                                                                                                                                                                                                                                                                       |                              |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| <table border="1"><thead><tr><th>Property Type</th><th>Number</th></tr></thead><tbody><tr><td>Application Number:</td><td>10581224</td></tr></tbody></table>                                                                                                                                                                                                                                                                                                    |                              | Property Type | Number         | Application Number: | 10581224   |                |            |                |            |             |            |               |            |              |            |             |            |
| Property Type                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Number                       |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Application Number:                                                                                                                                                                                                                                                                                                                                                                                                                                             | 10581224                     |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
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| Fax Number:                                                                                                                                                                                                                                                                                                                                                                                                                                                     | (206)757-7023                |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
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| Phone:                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 206-757-8023                 |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Email:                                                                                                                                                                                                                                                                                                                                                                                                                                                          | judyredmayne@dwt.com         |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Correspondent Name:                                                                                                                                                                                                                                                                                                                                                                                                                                             | Barry L. Davison             |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Address Line 1:                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1201 Third Avenue            |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
| Address Line 2:                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Suite 2200                   |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |
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| ATTORNEY DOCKET NUMBER:                                                                                                                                                                                                                                                                                                                                                                                                                                         | 47675-194                    |               |                |                     |            |                |            |                |            |             |            |               |            |              |            |             |            |

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NAME OF SUBMITTER:

Barry L. Davison, Ph.D., J.D.

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ASSIGNEE:

EPIGENOMICS AG  
KLEINE PRAESIDENTENSTRASSE 1  
BERLIN, GERMANY 10178

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FILING DATE:

PATENT NUMBER:

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TITLE: METHODS AND NUCLEIC ACIDS FOR THE ANALYSIS OF GENE EXPRESSION  
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| NATURE OF CONVEYANCE:                                                                                                                                            | ASSIGNMENT                    |
| CONVEYING PARTY DATA                                                                                                                                             |                               |
| Name                                                                                                                                                             | Execution Date                |
| Juergen Distler                                                                                                                                                  | 07/04/2007                    |
| RECEIVING PARTY DATA                                                                                                                                             |                               |
| Name:                                                                                                                                                            | Epigenomics AG                |
| Street Address:                                                                                                                                                  | Kleine Praesidentenstrasse 1  |
| City:                                                                                                                                                            | Berlin                        |
| State/Country:                                                                                                                                                   | FEDERAL REPUBLIC GERMANY      |
| Postal Code:                                                                                                                                                     | 10178                         |
| PROPERTY NUMBERS Total: 1                                                                                                                                        |                               |
| Property Type                                                                                                                                                    | Number                        |
| Application Number:                                                                                                                                              | 10581224                      |
| CORRESPONDENCE DATA                                                                                                                                              |                               |
| Fax Number:                                                                                                                                                      | (206)757-7023                 |
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| Phone:                                                                                                                                                           | 206-757-8023                  |
| Email:                                                                                                                                                           | judyredmayne@dwt.com          |
| Correspondent Name:                                                                                                                                              | Barry L. Davison              |
| Address Line 1:                                                                                                                                                  | 1201 Third Avenue             |
| Address Line 2:                                                                                                                                                  | Suite 2200                    |
| Address Line 4:                                                                                                                                                  | Seattle, WASHINGTON 98101     |
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| NAME OF SUBMITTER:                                                                                                                                               | Barry L. Davison, Ph.D., J.D. |
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98133 (US). DEVOS, Theo [CA/US]; 1208 NE 100th Street, Seattle, WA 98125 (US).

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(71) Applicant (for all designated States except US): EPIGENOMICS AG [DE/US]; Kleine Praesidentenstrasse 1, 10178 Berlin (DE).

(72) Inventors; and

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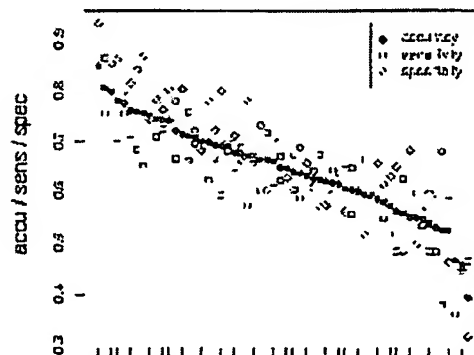
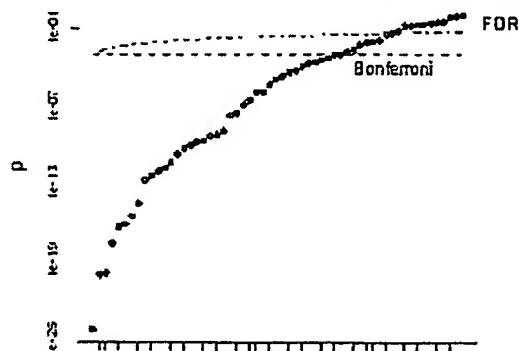
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(54) Title: METHODS AND NUCLEIC ACIDS FOR THE ANALYSIS OF GENE EXPRESSION ASSOCIATED WITH THE DEVELOPMENT OF PROSTATE CELL PROLIFERATIVE DISORDERS



(57) Abstract: The following application provides methods and nucleic acids for the detection of and/or differentiation between prostate cell proliferative disorders. This is achieved by the analysis of the expression status of a panel of genes, or subsets thereof.

WO 2005/054517 A2



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04090187.8

Der Präsident des Europäischen Patentamts:  
Im Auftrag

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Anmeldung Nr:  
Application no.: 04090187.8  
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Date of filing: 10.05.04  
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Anmelder/Applicant(s)/Demandeur(s):

Epigenomics AG  
Kastanienallee 24  
10435 Berlin  
ALLEMAGNE

Bezeichnung der Erfindung/Title of the invention/Titre de l'invention:  
(Falls die Bezeichnung der Erfindung nicht angegeben ist, siehe Beschreibung.  
If no title is shown please refer to the description.  
Si aucun titre n'est indiqué se référer à la description.)

Methods and nucleic acids for the analysis of CpG dinucleotide methylation status  
associated with the development of prostate cancer

In Anspruch genomene Priorität(en) / Priority(ies) claimed / Priorité(s)  
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Staat/Tag/Aktenzeichen/State/Date/File no./Pays/Date/Numéro de dépôt:

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| <b>EFS ID:</b>                              | 2488006                                                                                                                                |
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| <b>Confirmation Number:</b>                 | 1348                                                                                                                                   |
| <b>Title of Invention:</b>                  | Methods and nucleic acids for the analysis of gene expression associated with the development of prostate cell proliferative disorders |
| <b>First Named Inventor/Applicant Name:</b> | Kevin J. Day                                                                                                                           |
| <b>Customer Number:</b>                     | 22504                                                                                                                                  |
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| <b>Filer Authorized By:</b>                 | Barry Davison                                                                                                                          |
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| 2                                               | Oath or Declaration filed                         | 47675_194_DEC1.PDF | 95263<br>657732739fa42a213428b1c32004dd3f<br>0585cec   | no | 2  |
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| 5                                               | Power of Attorney                                 | 47675_194_POA.PDF  | 59394<br>871e06530efdc01a760d27cfefca40dd8<br>7b5d733  | no | 1  |
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| 6                                               | Application Data Sheet                            | 47675_194_ADS.pdf  | 12839<br>d13405c4b2a37c9131580080d21882c<br>9e29878e2  | no | 8  |
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